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MINISTRY OF COMMERCE AND INDUSTRY NOTIFICATIONS

PATENTS

New Delhi, the 19th May, 1961

S.O. 1142.—Whereas it appears to the Central Government that the legislature of the Dominion of Canada has made satisfactory provision for the protection of inventions patented in India;

Now, therefore, in pursuance of the provision of sub-section (4) of section 78A of the Indian Patents and Designs Act, 1911 (2 of 1911) and in supersession of the notification of the Government of India in the Ministry of Commerce and Industry No. S.O. 1838, dated the 23rd July, 1960, the Central Government directs that the provisions of the said section shall with effect from the 19th May, 1961 apply for the protection of inventions for which applications for patents have been filed in the Dominion of Canada in favour of citizens of Canada or bodies incorporated or registered in Canada under any law in force in Canada relating to the registration or incorporation of companies or corporations

[No. 16(14)-TMP/58.]

TRADE AND MERCHANDISE MARKS

New Delhi, the 19th May, 1961

S.O. 1143.—The following draft of certain further amendments to the notification of the Government of India in the Ministry of Commerce and Industry No. S.O. 3093 dated the 23rd December, 1960, which the Central Government proposes to make in exercise of the powers conferred by sub-sections (1) and (3) of section 117 of the Trade and Merchandise Marks Act, 1958 (43 of 1958), is published as required by sub-section (4) of the said section for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 20th June, 1961.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

Draft Amendments

In the said notification—

(1) in paragraph 2,

(i) after sub-paragraph (1), the following sub-paragraph shall be inserted, namely:—

“(1A) Where such goods are made in India partly from foreign ingredients and partly from indigenous ingredients, the indication of the country of origin to be applied to the goods shall be “Made in India partly from foreign ingredients and partly from indigenous ingredients.”;

- (ii) in sub-paragraph (2), after the words "both the country or place of origin of the goods", the words "or in the alternative the words 'made abroad'" shall be inserted;
- (iii) in sub-paragraph (3), for the word "may" occurring at both places, the word "shall" shall be substituted;
- (iv) in sub-paragraph (4), for the opening words "Where such goods are assembled in India with foreign and indigenous parts", the words "Where such goods are assembled in India with wholly foreign parts, or partly with foreign parts and partly with indigenous parts" shall be substituted;
- (2) for clause (c) of paragraph 5, the following clause shall be substituted, namely:—
- "(c) articles made and imported from abroad and intended by the foreign manufacturer for free distribution for advertising purposes;"
- (3) in paragraph 7, for the words and figures "shall come into force on and from the 1st July, 1961", the words and figures "shall come into force on and from the 1st October, 1961" shall be substituted;
- (4) In the Schedule,
- (i) in item 3 of Part I, after the word "Chemicals", the words "including dyes and dyestuffs" shall be inserted;
- (ii) in item 9 of Part I, the words "Zinc or Copper" shall be omitted;
- (iii) after item 15 of Part I, the following item shall be inserted, namely:—
- "15A Safety fuses.....On the goods themselves or on the packages.";
- (iv) in item 9 of Part II, after the word "Chemicals", the words "including dyes and dyestuffs" shall be inserted;
- (v) after item 36 of Part II, the following item shall be inserted, namely:—
- "36A Safety fuses.....On the goods themselves or on the packages."

[No. 3(1)-TMP/61.]

K. V. VENKATACHALAM, Jt. Secy.